IN THE HIGH COURT OF JUDICATURE
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE SRI JUSTICE J.CHELAMESWAR
AND
THE HON'BLE SRI JUSTICE D.APPA RAO

WP No. 18614 of 2006

Between :

M/s. Gudimetla Constructions Private Limited , Hyderabad .. Petitioner

And

The Commercial Tax Officer, Malkajgiri, Hyderabad and another .. Respondents

ORAL ORDER : (per JC,J)

The issue involved in this writ petition is no more *res integra* and covered by a decision of this Court in WP No. 8853 of 2006, dated 13.9.2006.

In the circumstances, for the same reasons given in the above mentioned writ petition, this writ petition is also allowed declaring Section 5-G(4) to be unconstitutional as violative of Article 14 of the Constitution of India.

Consequentially, the assessment order dated 30.6.2006 is quashed and the 1st respondent is directed to take appropriate steps in accordance with law for the assessment of the liability of the petitioner for the assessment year 2003-04.

(J.CHELAMESWAR, J)

(D.APPA RAO,J)

14th September, 2006.
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